

FILED
Clerk
District Court

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MAR 27 2006
For The Northern Mariana Islands
By _____
(Deputy Clerk)

5 Attorney for Defendant Fermina Atalig
6

7 **IN THE UNITED STATES DISTRICT COURT
8 FOR THE
NORTHERN MARIANA ISLANDS**

9 UNITED STATES OF AMERICA) CRIMINAL ACTION NO. 05-0004
10)
11 Plaintiff)
12)
13 v.)
14 FERMINA ATALIG)
15 Defendant)
16)
17)
18 I, G. Anthony Long, hereby state as follows:
19 1. I am the attorney for Fermina Atalig, the defendant in this case.
20 2. Attached hereto as Exhibit 1 is a copy of the handwritten declaration of Angie
21 Manglona.
22 3. On or about 8:17 p.m. on Monday, February 27, 2006, the evening after the
23 first day of trial, the prosecution sent an 85 page fax to my office. Included
24 in the fax were documents concerning Fermina Atalig's candidacy for the
25
26

1 election. The documentation had not previously been produced or provided
2 by the prosecution.

3 4. Attached hereto are two of the documents I received on the evening of
4
5 February 27, 2006.

6
7 I declare under penalty of perjury that the above is true and correct and
8 execute this declaration on Saipan on this 27th day of March, 2006.
9

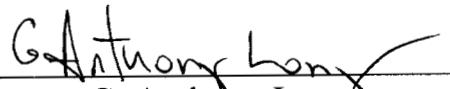
10
11 
12 G. Anthony Long
13

EXHIBIT 1

I, Engelbrecht A. Magdalene, an Indigenous person
Resident of the Department of Labour, Division
of Employment Services, ~~and~~ ^{with the} Supervision of
Frances M. Afreda, Job Placement Officer.

60/02/1

For DMM

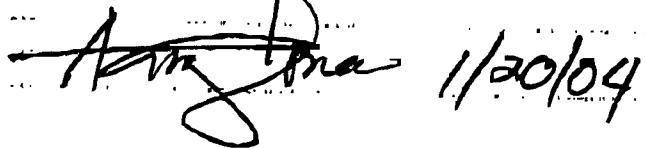
- That this program is pressured ^{to} for me. Fernina Atalig told me to help her with the determination, because Mr. Patrick Calvo, EMO, called and asked for the DYA Listings. For me, we don't have time to sit and review them carefully.
- That the Mayor's Certification was given to her (Fernina Atalig) to make copies and certify all applicants that received DYA assistance.
- That ~~most~~ some fishers and farmers were only part-time like myself. ^{from} I was gone fishing on Saturday & Sunday before the typhoon Ponson hit Pohn.
- That I was taught by Fernina Atalig how to review applications and if there is a question that I could not understand, I raised it to her.
- That ~~most~~ some applications that were submitted to the Department of Labor ~~are~~ and interviewed by Fernina M-Atalig is something to do with her Candidacy, that I don't know. She ^{was} running for ^{the} special electrician as a Senator and Mr. Thomas A. Magalong ^{our former P.D.} was her Chairman. Again, that I don't know. Am

And talked to Vilma Mangana to verify if Take Barcenas is still going to school, and she said yes. But, again Mrs. Atale released the remaining \$250.00 and \$175 to him or to one of Take's family members, & I don't see or recall.

- On March 21, 2003, Fernina Atale and Martha Mangana went out of the office to seek more applicants, while I stayed in the office receiving applications.

- That I knew a retired military is receiving money from the military and applied for DVA assistance. I told Fernina Atale about this person, and said it is okay because she talked to Diane Haffe regarding military retirement.

The above statements were true and correct to the best of my knowledge.

 1/20/04

 1/20/04

Witness: Dr. James P. Bellamy

1/20/2004
1/20/2004

EXHIBIT 2

670532

ROTA PER OFFICE

08/08/03 15:

P01

August 06, 2003

Mr. Greg Sablan
Executive Director
Northern Mariana Commonwealth
Board of Elections
P.O. Box 470
Capitol Hill, House # 1313
Saipan, MP 96950

Dear Director Sablan:

On August 2, 2003, documents were submitted to your Office in compliance of the requirements for my candidacy to the Senate, Northern Mariana Commonwealth Legislature. The intent of my candidacy is for the Special Election that is expected to be determined once the seat of Senator Ricardo S. Atalig is vacated sometime in October, 2003. It is not my intent to be a candidate for the mid-term election in November, 2003. It was an error and not intentional that I submitted my application for candidacy to the Senate for a Special Election that, although is expected, has not been determined yet.

Therefore, I respectfully request my name to be withdrawn as a candidate for Senator in the coming mid-term election in November, 2003. I will follow the correct process for candidacy to the Senate seat expected to be vacated by Senator Ricardo S. Atalig when a Special Election is determined.

I appreciate your understanding and assistance.


Femina M. Atalig

RECD ON
8/6/03
JL



**COMMONWEALTH ELECTION COMMISSION
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

P.O. Box 500470
Saipan, MP 96950-0470
<http://www.votecnmi.gov.mp/>

Tel.: (670) 664-VOTE
Fax: (670) 664-8689
Email: cec@saipan.com

AUG 18 2003

Ms. Fernina Manglona Atalig
P. O. Box 1045
Rota MP 96951

Dear Ms. Atalig:

We are returning to you all the documents and petition supporting your nomination for office that you submitted to us on August 2, 2003. We are returning them to you because you wrote to us on August 6, 2003 informing us of your intention to seek election in the prospective special election and not the general election.

Please resubmit these documents once Governor Juan N. Babauta proclaims a call for the First Senatorial District special election. We will then review them for completion and determine your candidacy eligibility for the special election.

Thank you for your interest in seeking election to public office. We continue to wish all of you every success in your efforts.

Sincerely yours,

lili
GREGORIO C. SABLÁN
Executive Director

Enclosure(s)